

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

WAYNE D. STURM,)	
)	
Claimant,)	IC 04-512281
)	
v.)	ORDER
)	
RI-CO INDUSTRIAL, INC.,)	Filed
)	October 22, 2004
Employer,)	
)	
and)	
)	
STATE INSURANCE FUND,)	
)	
Surety,)	
)	
Defendants.)	
_____)	

Pursuant to Idaho Code § 72-717, Referee Robert D. Barclay submitted the record in the above-entitled matter, together with his findings of fact and conclusions of law to the members of the Idaho Industrial Commission for their review. Each of the undersigned Commissioners has reviewed the record and the recommendation of the Referee. The Commission concurs with the recommendation. Therefore, the Commission approves, confirms, and adopts the Referee's proposed findings of fact and conclusions of law as its own.

Based upon the foregoing reasons, IT IS HEREBY ORDERED That:

1. Claimant's low back condition is not the result of an accident arising out of and in the

course of his employment.

2. Claimant is not entitled to medical care for his low back condition.

3. Pursuant to Idaho Code § 72-718, this decision is final and conclusive as to the issues adjudicated.

DATED This 22nd day of October, 2004.

INDUSTRIAL COMMISSION

/s/
R. D. Maynard, Chairman

/s/
Thomas E. Limbaugh, Commissioner

/s/
James F. Kile, Commissioner

ATTEST:

/s/
Assistant Commission Secretary

CERTIFICATE OF SERVICE

I hereby certify that on the 22nd day of October, 2004, a true and correct copy of the foregoing **Order** was served by regular United States Mail upon each of the following:

ORDER - 2

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/s/ _____